

**BECKER &
POLIAKOFF**

Helen Davis Chaitman
Phone: (212) 599-3322 Fax: (212) 557-0295
hchaitman@bplegal.com

45 Broadway, 8th Floor
New York, New York 10006

September 5, 2014

Via ECF

Hon. Paul G. Gardephe, U.S.D.J.
United States District Court
Southern District of New York
Thurgood Marshall US Courthouse
40 Foley Square
New York, NY 10007

USDC SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: 9/10/14
--

**Re: Securities Investor Protection Corporation v. Bernard L. Madoff Investment
Securities LLC, SIPA Liquidation, Civil Case No. 11-mc-00265**

Dear Judge Gardephe:

We represent Marsha Peshkin and over eight hundred other customers of Bernard L. Madoff Investment Securities LLC as listed on Exhibit A to our Notice of Motion for Leave to Appeal [Doc. No. 1] and Amended Notice of Motion for Leave to Appeal [Doc. No. 6] in the above-reference action. We write to advise your Honor that we withdraw our motion.

Yours respectfully,

/s/ Helen Davis Chaitman

Helen Davis Chaitman

HDC:leb

cc: David J. Sheehan (by email & ECF)

The Clerk of Court is directed to close this case.

SO ORDERED:

Paul G. Gardephe

Paul G. Gardephe, U.S.D.J.

Sep. 9, 2014

{N0055236 }

www.bplegal.com